

United States District Court
STATE AND DISTRICT OF MINNESOTA

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UNITED STATES OF AMERICA

V.

(01) NICHOLE YVONNE NELSON

(02) ORLANDO AARON ALLEN

(03) KYLE WESLEY SINGLETON

(04) THOMAS WILLIAM EIDEN

CRIMINAL COMPLAINT

Case Number:

07mj240 FLN

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about May 29, 2007 in Hennepin County, in the State and District of Minnesota defendant(s), knowingly and intentionally aided and abetted one another to attempt the robbery of Garda United Armored Services affecting interstate commerce

in violation of Title 18 United States Code, Section(s) 1951 and 2.

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

Date

5/31/07
The Honorable Franklin L. Noel,
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

Signature of Complainant

Minh Pham

FBI

at

Minneapolis, MN

City and State

Signature of Judicial Officer

SCANNED

MAY 31 2007

U.S. DISTRICT COURT MPLS

STATE OF MINNESOTA)
) ss. AFFIDAVIT OF MINH PHAM
COUNTY OF HENNEPIN)

I, Minh Pham, being first duly sworn under oath, depose and state as follows:

1. I am employed as a Special Agent ("SA") with the Federal Bureau of Investigation, and have been so employed for approximately 7 years. I am a member of the Violent Crimes and Major Offender Squad, with duties that include investigating bank robberies.

2. This affidavit is based on my training, experience, personal knowledge and observations in this investigation; upon my discussions with other law enforcement officers and agents directly involved in this investigation; and upon my review of official reports submitted in relation to this investigation. Further, this affidavit contains information to support probable cause but is not intended to convey facts of the entire investigation.

3. In early May 2007, GARDA UNITED ARMORED SERVICES reported the theft of \$34,000 from one of their armored cars. The money was reported missing by a GARDA employee assigned to the truck. Both the employee that reported the missing money and the driver of the vehicle, NICHOLE YVONNE NELSON, stated that they did not know what happened to the money. The missing \$34,000 was reported to the St. Paul Police Department for investigation by GARDA.

4. On May 29, 2007 ORLANDO AARON ALLEN, KYLE WESLEY SINGLETON and THOMAS WILLIAM EIDEN, were arrested near TCF NATIONAL BANK, 4210 West Broadway, Robbinsdale, Minnesota after they were observed covering the front and rear license plate of their Mazda MX-6 with duct tape. The men were also observed wearing masks or face paint and running around in a suspicious manner near the bank parking lot.

5. Law enforcement responded to the area where the three men were and placed them under arrest and transported them to the Robbinsdale Police department. One of the men, THOMAS WILLIAM EIDEN, was interviewed after he was advised of his Miranda rights. EIDEN stated that he, ALLEN, SINGLETON and NELSON (the armored car driver) had been plotting for approximately one week to "take down the GARDA armored car" that NELSON was driving. EIDEN said that ALLEN and SINGLETON picked him up from his home early Tuesday morning, May 29, 2007, and told him to grab his paint ball gear. The men then discussed how they would commit the armored car robbery as they drove to NELSON's house. ALLEN, SINGLETON and EIDEN picked NELSON up and drove her to work. The three men then went to a nearby park and waited for NELSON to let them know she was leaving the GARDA building for her cash delivery route. During the cash delivery route NELSON was sending text messages to ALLEN updating the men on her upcoming cash delivery stops and telling them how many guards were in the truck with her. EIDEN stated that they

followed NELSON's armored car around to several stops that morning looking for just the right place and time to conduct the robbery. Finally, at approximately 11:00 a.m. the armored car stopped at a TCF NATIONAL BANK, 4210 West Broadway, Robbinsdale, Minnesota. The men had decided that this would be the location where they would "take down the armored car". EIDEN stated that ALLEN got out of the passenger's side and taped over the vehicle's license plate. EIDEN also stated that the men intended to throw smoke bombs into the armored car to force the armed guard out of the armored car. EIDEN stated that he, ALLEN, SINGLETON were then going to knock the guard out by hitting him over the head with a CO2 cannister and shooting him with paint balls in order to disable him. The men were then going to take his weapon and tie the guard up. EIDEN stated that he, ALLEN, SINGLETON would then rough NELSON up a little to make it look like she wasn't involved. EIDEN stated that he, ALLEN, SINGLETON would then take the money from the armored car with NELSON's help. EIDEN stated that he was unsure about committing the robbery but ALLEN had told him that he and NELSON had robbed the armored car before of approximately \$30,000 dollars and had gotten away with it. EIDEN stated that NELSON had taken a bag of cash from the armored car and hid it and then called ALLEN and told him where to pick it up.

6. Shortly thereafter on May 29, 2007 law enforcement arrested and interviewed NICHOLE YVONNE NELSON. She was provided

her Miranda rights and then interviewed. NELSON stated that she, ALLEN, SINGLETON and EIDEN had been conspiring to steal cash from the GARDA armored car she drove by making it appear as a takeover robbery. She stated that they decided to make it look like a robbery because she was being investigated for a \$34,000 loss that her company GARDA had discovered in one of her delivery trucks several weeks ago. She stated that if more money went missing she feared the company would fire her. NELSON stated that she, ALLEN, SINGLETON and EIDEN had stolen the \$34,000 from GARDA three to four weeks ago. NELSON said that earlier in May she had taken two cash bags filled with \$34,000 out of the truck and hid them under a nearby tree at a Holiday gas station near Inver Grove Heights or Eagan off of Yankee Doodle Road. NELSON said that she and ALLEN used the money to buy a car, pay for hotels and to cover other expenses. She also said that ALLEN took approximately \$15,000 which she shared with him. SINGLETON was given approximately \$8,000 and EIDEN and other friends had taken some of the remaining cash.

7. NELSON then stated that ALLEN, SINGLETON and EIDEN had conspired to rob her armored car again on May 29, 2007. NELSON stated that after she started her route she began sending text messages to ALLEN to let him know how many guards were with her and what her next few stops would be so that they could get to her stop ahead of time in order to setup the robbery.

8. On May 29, 2007 law enforcement conducted a consent

search of SINGLETON's vehicle. Inside law enforcement recovered two paint ball rifles, a mask, a bag of paint balls, a Gerber knife, blue rope, a CO2 cannister, a list of GARDA armored car employees and their pictures and smoke devices.

9. At the time of the attempted robbery, GARDA is engaged in interstate transportation of monies, currency, coins, and valuable commodities using armored trucks, armed guards, and couriers on behalf of customers which includes banks, financial institutions, stores, restaurants and commercial enterprises and this security transportation business is an industry affecting interstate commerce.

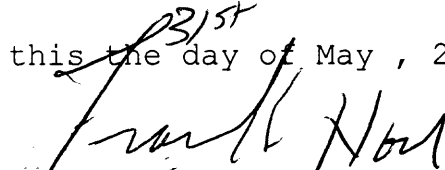
10. Based upon these facts conveyed in this affidavit, I have probable cause to believe that and ORLANDO AARON ALLEN, KYLE WESLEY SINGLETON, THOMAS WILLIAM EIDEN and NICHOLE YVONNE NELSON attempted the robbery of a GARDA armored car on May 29, 2007, at TCF NATIONAL BANK, 4210 West Broadway, Robbinsdale, Minnesota therefore affecting interstate commerce in violation of Title 18, United States Code, Sections 2 and 1951.

Further your Affiant sayeth not.

MINH PHAM
Special Agent



SUBSCRIBED and SWORN to before me
this ^{31st} day of May, 2007



Franklin L. Noel
United States Magistrate Judge